

Docket No. 1795/59138-B-PCT-US/JPW/PL

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Applicants : Beth E. Borowsky, et al
 U.S. Serial No.: 10/018,192 Int'l App'l No. PCT/US00/12065
 Entered U.S. : November 1, 2001 Int'l Filing Date: May 3, 2000
 National Stage
 For : DNA ENCODING SNORF36A AND SNORF36B RECEPTORS

#5

1185 Avenue of the Americas
 New York, New York 10036
 August 23, 2002

Assistant Commissioner for Patents
 BOX PCT
 Washington, D.C. 20231
 ATTN: DO/EO/US

Sir:

COMMUNICATION IN RESPONSE TO July 23, 2002

NOTIFICATION OF DEFECTIVE RESPONSE

This Communication is submitted in response to a Notification Of Defective Response issued July 23, 2002 in connection with the above-identified application. A copy of the Notification is attached hereto as **Exhibit A**. A response to the July 23, 2002 Notification is due August 23, 2002. Accordingly, this Communication is being timely filed.

The Notification of Defective Response indicated that a computer readable form (CRF) of the Sequence Listing has not been submitted as required by 37 C.F.R. §1.821(e). In response, applicants respectfully refer the Examiner to the following paragraph which was included as part of the Preliminary Amendment that was filed with the subject application on November 1, 2001:

The Sequence Listing in the subject application is identical

Applicants: Beth E. Borowsky, et al
U.S. Serial No.: 10/018,192, national stage of PCT/US00/12065
National Entry Date: November 1, 2001
Page 2

to the Sequence Listing in the parent of the subject application, namely PCT International Application No. PCT/US00/12065, filed May 3, 2000. Applicants attach herewith copies of the paper copy of the Sequence Listing (20 pages) and the Statement In Accordance With 37 C.F.R. §1.821(f) which were filed with PCT International Application No. PCT/US00/12065 on May 3, 2000. In accordance with 37 C.F.R. §1.821 (e), please use the computer readable form filed in PCT International Application No. PCT/US00/12065 on May 3, 2000 as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application.

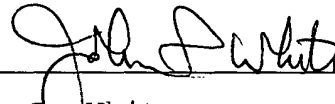
Accordingly, in accordance with 37 C.F.R. §1.821(e), applicants submit a computer diskette which is identical to the computer readable form filed in PCT International Application No. PCT/US00/12065 on May 3, 2000 as the computer readable form for the instant application. Also, applicants submit the paper copy of the Sequence Listing (20 pages) attached hereto as **Exhibit B** and the Statement In Accordance With 37 C.F.R. §1.821(f) attached hereto as **Exhibit C** which were filed with PCT International Application No. PCT/US00/12065 on May 3, 2000.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone the number provided below.

Applicants: Beth E. Borowsky, et al
U.S. Serial No.: 10/018,192, national stage of PCT/US00/12065
National Entry Date: November 1, 2001
Page 3

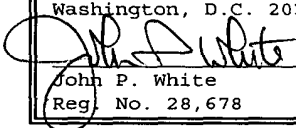
No fee, is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Attorney for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, BOX PCT, Washington, D.C. 20231.



John P. White
Reg. No. 28,678

8/23/02
Date



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/018,192	Beth E. Borowsky	59138-B-PCT-US/JPW/FHB
INTERNATIONAL APPLICATION NO.		
PCT/US00/12065		
I.A. FILING DATE	PRIORITY DATE	
05/03/2000		

John P White
Cooper & Dunham
1185 Avenue of the Americas
New York, NY 10036

CONFIRMATION NO. 4898

371 FORMALITIES LETTER



OC000000008489351

JUL 29 2002

Date Mailed: 07/23/2002

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Indication of Small Entity Status
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

Remaining Exts: 8/18/2002

9/18/2002

10/18/2002

11/18/2002

SMC

or
file response by August 23, 2002
P2

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
 - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
 - APPLICANT MUST PROVIDE:
 - An initial or substitute computer readable form (CRF) of the "Sequence Listing."

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 305-3661

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/018,192	PCT/US00/12065	59138-B-PCT-US/JPW/FHB